

1  
2  
3  
4  
5  
6  
7  
8           UNITED STATES DISTRICT COURT  
9           WESTERN DISTRICT OF WASHINGTON  
10           AT SEATTLE

11           UNITED STATES OF AMERICA,

12           Plaintiff,

13           v.

14           JOEL ESPINOZA-RODRIGUEZ,

15           Defendant.

CASE NO. MJ 08-342

DETENTION ORDER

16 Offense charged:

17           Alien, previously arrested and deported, found in United States after re-entering this country  
18           knowingly, unlawfully and voluntarily

19 Date of Detention Hearing: 07/28/08

20           The court, having conducted a detention hearing pursuant to 18 U.S.C. § 3142(f), and based  
21 upon the factual findings and statement of reasons for detention hereafter set forth, finds that no  
22 condition or combination of conditions which defendant can meet will reasonably assure the  
23 appearance of defendant as required and the safety of any other person and the community.

24  
25  
26 DETENTION ORDER - 1  
18 U.S.C. § 3142(i)

1                   FINDINGS OF FACT AND STATEMENT OF REASONS FOR DETENTION

2                   (1)     Defendant is reportedly a citizen of Mexico.

3                   (2)     The United States alleges that his presence in this country is illegal. There is an  
4                   immigration detainer pending against him. The issue of detention in this case is  
5                   therefore essentially moot.

6                   (3)     Defendant and his counsel offered nothing in opposition to the entry of an order of  
7                   detention.

8                   (4)     Upon advice of counsel, defendant declined to be interviewed by this court's pretrial  
9                   services officer. There is therefore limited information available about him.

10                  (5)     His criminal record includes a conviction for assault with a firearm on his person, and a  
11                  failure to appear.

12                  (6)     He is associated with the use of nine alias names, two dates of birth, and three Social  
13                  Security numbers.

14

15 It is therefore ORDERED:

16                  (1)     Defendant shall be detained pending trial and committed to the custody of the Attorney  
17                  General for confinement in a corrections facility separate, to the extent practicable,  
18                  from persons awaiting or serving sentences or being held in custody pending appeal;

19                  (2)     Defendant shall be afforded reasonable opportunity for private consultation with  
20                  counsel;

21                  (3)     On order of a court of the United States or on request of an attorney for the  
22                  Government, the person in charge of the corrections facility in which defendant is  
23                  confined shall deliver the defendant to a United States Marshal for the purpose of an  
24                  appearance in connection with a court proceeding; and

25

26 DETENTION ORDER - 2

18 U.S.C. § 3142(i)

(4) The clerk shall direct copies of this order to counsel for the United States, to counsel for the defendant, to the United States Marshal, and to the United States Pretrial Services Officer.

DATED this 28th day of July, 2008.

Jean Weinberg  
John L. Weinberg

John L. Weinberg  
United States Magistrate Judge